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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
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EXAMINER

ROOKEYE, A

ART UNIT

PAPER NUMBER

2663

DATE MAILED:

11/05/01

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

Office Action Summary

Application No.
09/102,016

Applicant(s)

Christie 1V

Examiner
Alexander Boakye

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2663



-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136 (a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

1) ☒ Responsive to communication(s) filed on Aug 27, 2001

2a) ☒ This action is FINAL. 2b) ☐ This action is non-final.

3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 35 C.D. 11; 453 O.G. 213.

Disposition of Claims

4) ☒ Claim(s) 61-120 is/are pending in the application

4a) Of the above, claim(s) _____ is/are withdrawn from consideration

5) ☐ Claim(s) _____ is/are allowed.

6) ☒ Claim(s) 61-120 is/are rejected.

7) ☐ Claim(s) _____ is/are objected to.

8) ☐ Claims _____ are subject to restriction and/or election requirements

Application Papers

9) ☐ The specification is objected to by the Examiner.

10) ☐ The drawing(s) filed on _____ is/are objected to by the Examiner.

11) ☐ The proposed drawing correction filed on _____ is: a) ☐ approved b) ☐ disapproved.

12) ☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. § 119

13) ☐ Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).

a) ☐ All b) ☐ Some* c) ☐ None of:

1. ☐ Certified copies of the priority documents have been received.

2. ☐ Certified copies of the priority documents have been received in Application No. _____.

3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

*See the attached detailed Office action for a list of the certified copies not received.

14) ☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).

Attachment(s)

15) ☐ Notice of References Cited (PTO-892)

18) ☐ Interview Summary (PTO-413) Paper No(s). _____

16) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)

19) ☐ Notice of Informal Patent Application (PTO-152)

17) ☐ Information Disclosure Statement(s) (PTO-1449) Paper No(s). _____

20) ☐ Other:

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DETAILED ACTION

Claim Rejections - 35 U.S.C. § 103

1. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

2. Claims 61-120 are rejected under 35 U.S.C. 103(a) as being unpatentable over Norman(US Patent 6,055,305) in view of Ardon (5,751, 800).

Regarding claim 61, 70 and 76, Norman teaches means for attempting to initiate(column 5, lines 14-15) a communications session from a calling part's communication device(block 100, Fig 1) to a called party's communication device block 150 figure 1(column 5, lines 14-20). Norman discloses receiving means(column 3, lines 30-33) for receiving at the calling party's communication device (block 100, Fig. 1) a message providing an indication of treatment corresponding to the attempted communication session(column 6, lines 6-11). Norman does not teach means for receiving an indication that the attempted communication session was not completed. Ardon discloses means for receiving an indication that the attempted communication session was not completed(column 4, lines 33-39). Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to combine

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Norman's treatment database with Ardon's database with the motivation being to provide a busy signal or indication which would not convey the message using this call type.

As to claims 62, 71, 77 and 86, the combination of Norman and Ardon teaches the step wherein the receiving means (column 3, lines 30-33 of Norman) includes means for receiving a cause value corresponding to call party identifier (block 410, Fig. 4 of Norman) and an address corresponding to memory address(block 440, Fig. 4 of Norman) of the associated message corresponding to subscriber information(Block 400, Fig. 4 of Norman) corresponding to the attempted communication session.

As to claims 63 and 78, the combination of Norman and Ardon discloses the step wherein the receiving means (column 3, lines 30-33 of Norman) includes means for obtaining the message corresponding to calling party identifier(column 5, line 16-17 of Norman) from the calling part's communications device.

As to claims 64 and 79, the combination of Norman and Ardon teaches the step wherein the receiving means corresponding to the treatment database(block 220, Fig. 2 of Norman) includes means for obtaining the message corresponding to subscriber information(block 400, Fig. 4 of Norman) using address corresponding to memory address(block 440, Fig. 4 of Norman).

As to claim 65, 72, 80 and 87, the combination of Norman and Ardon teaches the step wherein the receiving means includes means for receiving an address corresponding to memory

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address(block 440, Fig. 4 of Norman) for accessing the message in the alternate language(coloumn 8, line 33 of Norman).

As to claims 66 and 81, the combination of Norman and Ardon teaches the step wherein the receiving means corresponding to customer message service adjunct(block 160, Fig. 2 of Norman) includes means for receiving the treatment corresponding to treatment database(block 220, Fig. 2 of Norman) with the message.

As to claims 67 and 82, the combination of Norman and Ardon teaches the step wherein the receiving means includes means for receiving the treatment using treatment database(block 220, Fig. 2) and for caching the treatment for later retrieval(column 6, lines 17-21).

As to claims 68 and 90, the combination of Norman and Ardon teaches the claimed indication of a particular version of the treatment reads on park call(block 430 of Norman) which is one form of a call treatment parameter.

As to claims 69, 84 and 75, the combination of Norman and Ardon teaches the claimed receiving means includes means for receiving a multimedia version of treatment(column 3, lines 26-27).

As to claim 73, the combination of Norman and Ardon teaches the step wherein the providing means includes means for providing(column 9, line 28) the treatment with the message(column 10, lines 60-63 of Norman).

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As to claims 74, 83 and 89, the combination of Norman and Ardon teaches the claimed step wherein the providing means includes means for providing the indication of a particular version of the treatment(column 8, lines 35- 40 of Norman).

As claims 85 and 91, Norman teaches a calling party's communications device(block 100, Fig. 1) . Norman discloses a called party's communications device(block 150, Fig. 1). Norman teaches a network(block 120 , Fig. 1) for interfacing the calling party's communications device(block 100, Fig. 1) with the called party's communications device(block 150, Fig. 1). Norman teaches means for receiving and attempt to initiate a communications session from a calling part's communications device(block 100, Fig 1) to a called party's communications device(block 150, Fig 1). Norman discloses providing means for providing at the calling party's communications device a message providing an indication of treatment corresponding to the attempted communication session(column 6, lines 6-11). Norman does not teach means for providing an indication that the attempted communication session was not completed. Ardon discloses means for providing an indication that the attempted communication session was not completed(column 4, lines 33-39). Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to combine Norman's treatment database with Ardon's database with the motivation being to provide a busy signal or indication which would not convey the message using this call type.

As to 91, 100 and 115, Norman teaches step of attempting to initiate a communications session from a calling part's communication device(block 100, Fig 1) to a called party's

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communication device(column 5, lines 14-20). Norman discloses receiving(column 3, lines 30-33) at the calling party's communication device (block 100, Fig. 1) a message providing an indication of treatment corresponding to the attempted communication session(column 6, lines 6-11). Norman does not teach receiving an indication that the attempted communication session was not completed. Ardon discloses receiving an indication that the attempted communication session was not completed(column 4, lines 33-39 of Norman). Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to combine Norman's treatment database with Ardon's database with the motivation being to provide a busy signal or indication which would not convey the message using this call type.

As to claims 92, 109 and 116, the combination of Norman and Ardon teaches the step wherein the second receiving step(block 150, Fig. 1 of Norman) includes means for receiving a cause value corresponding to call party identifier (block 410, Fig. 4 of Norman) and an address corresponding to memory address(block 440, Fig. 4 of Norman) of the associated message corresponding to subscriber information(Block 400, Fig. 4 of Norman) corresponding to the attempted communication session.

As to claims 93 and 108, the combination of Norman and Ardon teaches the step of receiving the cause value corresponding to a call party identifier(block 410, Fig. 4 of Norman) includes the step of obtaining the message from the calling party's communications device(block 100 , Fig. 1).

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As to claims 94 and 107, the combination of Norman and Ardon teaches the step of receiving the cause value corresponding to call party identifier (block 410, Fig. 4 of Norman) and includes the step of obtaining the message corresponding to subscriber information(block 400, Fig. 4 of Norman).

As to claims 95, 102, 110 and 117, the combination of Norman and Ardon teaches the step wherein the receiving means includes means for receiving an address corresponding to memory address(block 440, Fig. 4 of Norman) for accessing the message in the alternate language(column 8, line 33 of Norman).

As to claims 96, 103, 111 and 118, the combination of Norman and Ardon teaches the step wherein the second receiving step includes the step of receiving the treatment with the message(column 9, lines 57-60).

As to claims 97 and 112, the combination of Norman and Ardon teaches the step wherein the receiving means includes means for receiving the treatment using treatment database(block 220, Fig. 2) and for caching the treatment for later retrieval(column 6, lines 17-21).

As to claims 98, 104 and 119, the combination of Norman and Ardon teaches the claimed indication of a particular version of the treatment reads on park call(block 430 of Norman) which is a particular version of a call treatment parameter.

As to claims 99, 105 and 120, the combination of Norman and Ardon teaches the claimed receiving means includes means for receiving a multimedia version of treatment(column 3, lines

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26-27 of Norman).

As to claim 106 , Norman teaches step of attempting to initiate a communications session from a calling part's communication device(block 100, Fig 1) to a called party's communication device(column 5, lines 14-20 of Norman). Norman discloses receiving(column 3, lines 30-33) at the calling party's communication device (block 100, Fig. 1) a message providing an indication of treatment corresponding to the attempted communication session(column 6, lines 6-11). Norman does not teach receiving an indication that the attempted communication session was not completed. Ardon discloses receiving an indication that the attempted communication session was not completed(column 4, lines 33-39). Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to combine Norman's treatment database with Ardon's database with the motivation being to provide a busy signal or indication which would not convey the message using this call type.

Response to Arguments

3. Applicant's arguments with respect to claims 61-120 have been considered but are moot in view of the new ground(s) of rejection.

4. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

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A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than **SIX MONTHS** from the date of this final action.

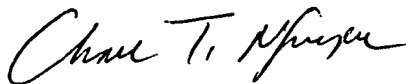
Conclusion

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Alexander Boakye whose telephone number is **(703) 308-9554**. The examiner can normally be reached on M-F from 7:00am to 4:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nguyen Chau, can be reached on (703)308-5340. The **fax number** is (703) 872-9314. Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the group receptionist whose telephone number is (703) 305-3900.

AB

A. Boakye
11/2/01



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